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CUP 1631

PTO/SB/21 (08-00)

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**TRANSMITTAL  
FORM**(To be used for all correspondence  
after initial filing)

Application Number	09/924,400
Filing Date	August 7, 2001
First Named Inventor	Tony N. Frudakis
Group Art Unit	1631
Examiner Name	
Attorney Docket No.	210121.419C12

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**ENCLOSURES (check all that apply)**

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| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment/Response<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input checked="" type="checkbox"/> Information Disclosure Statement; Form PTO-1449 (11 sheets)<br><input checked="" type="checkbox"/> Cited References (1)<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts under 37 C.F.R. 1.52 or 1.53<br><input type="checkbox"/> Response to Missing Parts/Incomplete Application | <input type="checkbox"/> Assignment Papers (for an Application)<br><input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Request for Corrected Filing Receipt<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address<br><input type="checkbox"/> Declaration<br><input type="checkbox"/> Statement under 37 CFR 3.73(b)<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Small Entity Statement<br><input type="checkbox"/> Request for Refund | <input type="checkbox"/> CD(s), Number of CD(s) _____<br><input type="checkbox"/> After Allowance Communication to Group<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Return Receipt Postcard<br><input type="checkbox"/> Additional Enclosure(s) (please identify below):<br>_____<br>_____<br>_____<br>_____ |
|---|---|---|

Remarks

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Individual Name Jeffrey E. Hundley, Ph.D. 42,676



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PATENT TRADEMARK OFFICE

Signature

Date

11/5/01

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on the date specified below.

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Tony N. Frudakis et al.  
Application No. : 09/924,400  
Filed : August 7, 2001  
For : COMPOSITIONS AND METHODS FOR THE THERAPY AND  
DIAGNOSIS OF BREAST CANCER

Art Unit : 1631  
Docket No. : 210121.419C12

Commissioner for Patents  
Washington, DC 20231

INFORMATION DISCLOSURE STATEMENT

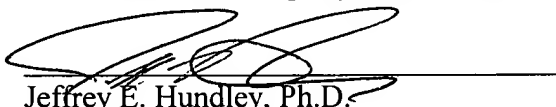
Sir:

In accordance with 37 C.F.R. §§ 1.56 and 1.97 through 1.98, applicants wish to make known to the Patent and Trademark Office the references set forth on the attached form PTO-1449. This application is a continuation-in-part and relies, under 35 U.S.C. § 120, on the earlier filing date of prior application USAN 09/810,936, filed March 16, 2001; which is a continuation-in-part of USAN 09/699,295, filed October 26, 2000; which is a continuation-in-part of USAN 09/590,583, filed June 8, 2000; which is a continuation-in-part of USAN 09/577,505, filed May 24, 2000; which is a continuation-in-part of USAN 09/534,825, filed March 22, 2000; which is a continuation-in-part of USAN 09/429,755, filed October 28, 1999; which is a continuation-in-part of USAN 09/289,198, filed April 9, 1999; which is a continuation-in-part of USAN 09/062,451, filed April 17, 1998; which is a continuation-in-part of USAN 08/991,789, filed December 11, 1997; which is a continuation-in-part of USAN 08/838,762, filed April 9, 1997; which is a continuation-in-part of USAN 08/700,014, filed August 20, 1996; which is a continuation-in-part of USAN 08/585,392, filed January 11, 1996. The references listed on pages 1-9 of the attached Forms PTO-1449 were submitted to and/or cited by the Office in these prior applications and, therefore, are not required to be provided in the present application. If the Examiner wishes, copies will be provided upon request. However, the reference listed on page 10 of Forms PTO-1449 was not submitted to and/or cited by the Office and is submitted herewith.

As to any reference made of record on the attached Form PTO-1449, applicants do not admit that it is "prior art" under 35 U.S.C. §§ 102 or 103, and specifically reserve the right to traverse or antedate any such reference, as by a showing under 37 C.F.R. § 1.131 or other method. Although the aforesaid references are made known to the Patent and Trademark Office in compliance with applicants' duty to disclose all information they are aware of which is believed relevant to the examination of the above-identified application, applicants believe that their invention is patentable.

Please acknowledge receipt of this Information Disclosure Statement and kindly make the cited references of record in the above-identified application.

Respectfully submitted,  
Seed Intellectual Property Law Group PLLC



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